

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)**

Docket No. Q93742

First named inventor: Kei YAMANA

Group Art Unit: Not Yet Assigned

Application Number: 10/575,626

Examiner: Not Yet Assigned

Filed: April 13, 2006

Title: NOVEL PROTEIN AND PRODUCTION PROCESS AND USE THEREOF

Attention: Office of Petitions

MAIL STOP PETITION

Commissioner for Patents

P.O. Box 1450,

Alexandria, VA 22313-1450

FAX: (703) 872-9306

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

1. Petition fee
 - ☐ Small entity - fee \$ (37 C.F.R. § 1.17(m)). Applicant claims small entity status. See 37 C.F.R. § 1.27.
 - ☒ Other than small entity - fee \$ 1,620.00 (37 C.F.R. § 1.17(m)).
2. Reply and/or fee
 - A. The reply and/or fee to the above-noted Office action in the form of Continuation Application (identify type of reply):
 - ☐ has been filed previously on .
 - ☒ is enclosed herewith.
 - B. The issue fee of \$.
 - ☐ has been paid previously on .
 - ☐ is enclosed herewith.
3. Terminal disclaimer with disclaimer fee
 - ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
 - ☐ A terminal disclaimer (and disclaimer fee (37 C.F.R. § 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).
4. STATEMENT: [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 C.F.R. § 1.137(b) was unintentional (MPEP § 711.03(c), subsections (III)(C) and (D))].
 - ☒ The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b) was unintentional.
 - ☐ See Attached Statement.

February 9, 2009

Date

Signature

202 663-7943

Telephone

Susan J. Mack

Typed or printed name

30,951

Reg. No.

SUGHRUE MION, PLLC

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

- Enclosures:
- ☒ Fee(s) Payment
 - ☒ Reply (Continuation Application)
 - ☐ Terminal Disclaimer
 - ☐ Additional sheets containing statements establishing unintentional delay